

**ASSEMBLY BILL**

**No. 1251**

**Introduced by Assembly Member Montanez**

February 22, 2005

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An act to amend Section 120325 of the Health and Safety Code, relating to communicable diseases.

LEGISLATIVE COUNSEL'S DIGEST

AB 1251, as introduced, Montanez. Immunizations.

Existing law declares that it is the intent of the Legislature to provide means for the eventual achievement of total immunization of appropriate age groups against childhood diseases and that the persons required to be immunized be allowed to obtain immunizations from whatever medical source they so desire, subject only to the condition that the immunization be performed in accordance with the regulations of the State Department of Health Services and that a record of the immunization be made in accordance with the regulations.

This bill would make technical, nonsubstantive changes to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 120325 of the Health and Safety Code is
- 2 amended to read:
- 3 120325. In enacting Chapter 1 (commencing with Section
- 4 120325, but excluding Section 120380) and in enacting Sections

1 120400, 120405, 120410, and 120415, it is the intent of the  
2 Legislature to provide *all of the following*:

3 (a) A means for the eventual achievement of total  
4 immunization of appropriate age groups against the following  
5 childhood diseases:

6 (1) Diphtheria.

7 (2) Hepatitis B.

8 (3) Haemophilus influenzae type b.

9 (4) Measles.

10 (5) Mumps.

11 (6) Pertussis (whooping cough).

12 (7) Poliomyelitis.

13 (8) Rubella.

14 (9) Tetanus.

15 (10) Varicella (chickenpox). This paragraph shall be operative  
16 only to the extent that funds for this purpose are appropriated in  
17 the annual Budget Act.

18 (11) Any other disease that is consistent with the most current  
19 recommendations of the United States Public Health Services'  
20 Centers for Disease Control Immunization Practices Advisory  
21 Committee and the American Academy of Pediatrics Committee  
22 of Infectious Diseases, and deemed appropriate by the  
23 department.

24 (b) That the persons required to be immunized be allowed to  
25 obtain immunizations from whatever medical source they so  
26 desire, subject only to the condition that the immunization be  
27 performed in accordance with the regulations of the department  
28 and that a record of the immunization ~~is~~ *be* made in accordance  
29 with the regulations.

30 (c) Exemptions from immunization for medical reasons or  
31 because of personal beliefs.

32 (d) For the keeping of adequate records of immunization so  
33 that health departments, schools, and other institutions, parents or  
34 guardians, and the persons immunized will be able to ascertain  
35 that a child is fully or only partially immunized, and so that  
36 appropriate public agencies will be able to ascertain the  
37 immunization needs of groups of children in schools or other  
38 institutions.

- 1     (e) Incentives to public health authorities to design innovative
- 2     and creative programs that will promote and achieve full and
- 3     timely immunization of children.

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